

IN THE HIGH COURT OF UTTARANCHAL AT
NAINITAL
WRIT PETITION NO. 5582 (SS) OF 2001
(Old No. 24421/1989)

Shri Rajendra Singh Rawat, S/o Nandan Singh Rawat, R/o
Village Kujiyari, P.O. Joli, District Almora.

.....Petitioner.

Versus

1. Regional Manager, U.P. State Road Transport Corporation, Nainital.
2. Depot. Manger U.P. State Road Transport Corporation, Haldwani, District Nainital.
3. Dy. General Manager (North Zone), U.P. State Road Transport Corporation, Bareilly.

.....Respondents.

Mr. B.D. Upadhyay, Advocate for the petitioner.

Mr. A.N. Sharma, Advocate for the respondent no.1.

Dated: 29.03.2006

Hon'ble Rajesh Tandon, J.

By the present writ petition, the petitioner has prayed for a writ of certiorari quashing the orders dated 04.03.1986 and 26.03.1985 passed by the respondents no. 1 and 2 respectively. Further prayer has been made for a writ of mandamus directing the respondent no. 3 to decide the appeal within a period of 15 days and to reinstate the petitioner and also to pay him his entire salary equivalent to that of the Conductor.

Briefly stated, the petitioner was appointed on the post of Driver by the Assistant Regional Manager, Haldwani w.e.f. 7th June, 1980 and his services also stood confirmed in the year, 1981, however, he was placed under suspension on

22.10.1984 on account of damage of the bus. On 26th March, 1985, the petitioner has been held guilty.

The grievance of the petitioner is that by the same Order the Conductor Shanker Lal, in whose custody he had left the bus, was reinstated.

The petitioner preferred an appeal before the respondent no. 1 Regional Manager, U.P. State Road Transport Corporation, Nainital now known as Uttarakhand Road Transport Corporation, But the same has not yet been decided.

In view of the aforesaid facts and circumstances, the appellate authority is, therefore, directed to dispose of the appeal within a period of 15 days from the date of presentation of the certified copy of the order after taking into consideration that the Conductor has already been reinstated and the service of the petitioner has been terminated.

Writ petition disposed of. No order as to costs.

(Rajesh Tandon, J.)

29.03.2006

Rathour